

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1, 3, 4, 6, 8, 10 through 13, 15, and 18 are pending, with Claims 1, 13, 15, and 18 being independent. Claims 1, 12, 13, 15, and 18 have been amended.

Claims 1, 3, 4, 6, 8, 10 through 13, 15, and 18 again were variously rejected under 35 U.S.C. §§ 102 and 103 over US 2003/000285 A1 (Hsiao, et al.), taken alone or in view of US 6,970,639 B1 (McGrath, et al.). All rejections are respectfully traversed.

Claims 1, 13, 15, and 18 variously recite, *inter alia*, that the EDL element is a data structure comprising an element that selects at least a portion of the referenced media item from the first group of media items, and a transformation to be applied to the selected portion of the referenced media item, and that the track control attribute includes an attribute that serves to change commencement and termination of the media item in the first media track referenced by the EDL element in the second media track (the attribute changing a duration of a media item in the first media track referenced by the EDL element in the second media track, with generating the first media track in accordance with the EDL element, the track control attribute, and another media item in a third media track).

However, Applicant respectfully submits that none of the applied documents, even in the proposed combinations, assuming, *arguendo*, that such could be combined, discloses or suggests at least the above-discussed claimed features as recited, *inter alia*, in Claims 1, 13, 15, and 18.

The Official Action refers to Hsiao, et al.'s items 605 (which it says is the EDL element and a media item) and 603 (which it says is a track control attribute), and it also makes reference to segments 621 and 624 which it says show the claimed duration. Applicant respectfully traverses the foregoing. Applicant respectfully submits that item 605 is a video clip ([0022])

while item 603 is merely a timeline ([0021]), neither of which constitute the claimed features. Meanwhile, in the relied-upon [0023]-[0024] of Hsiao, et al., Applicant submits that there is a mention of cutting timeline 603 into multiple segments, but there is no description that segments 621 and 624 correspond to the claimed changed duration.

And Applicant submits that McGrath, et al. fails to remedy Hsiao, et al.'s deficiencies.

Applicant also respectfully submits that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicant submits that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

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